

Senate File 2295

H-8271

1 Amend Senate File 2295, as passed by the Senate, as
2 follows:

3 1. By striking page 1, line 11, through page 2,
4 line 4, and inserting:

5 <Sec. _____. Section 614.8A, Code 2011, is amended to
6 read as follows:

7 **614.8A Damages Commencement of action for minor or**
8 **child sexual abuse — time limitation.**

9 1. Notwithstanding section 614.8, subsection 2,
10 and the times limited for actions in this chapter,
11 the time to file an action relating to sexual abuse
12 which occurred when the injured person was a minor, is
13 extended ten years beyond the minor's attainment of
14 eighteen years of age.

15 2. An action for damages for injury suffered as a
16 result of sexual abuse which occurred when the injured
17 person was a child, but not discovered until after the
18 injured person is of the age of majority, shall be
19 brought within four years from the time of discovery
20 by the injured party of both the injury and the causal
21 relationship between the injury and the sexual abuse.
22 However, an action shall not be brought under this
23 subsection more than twenty years beyond the child's
24 attainment of eighteen years of age against an employer
25 or institution based upon vicarious liability.

26 Sec. _____. **NEW SECTION. 728.2A Dissemination by**
27 **young persons of material depicting a sex act or nudity.**

28 1. Any person fourteen through eighteen years
29 of age who knowingly disseminates to another person
30 fourteen through eighteen years of age material
31 depicting either or both persons, one of whom is a
32 minor, engaged in a sex act or in a state of full or
33 partial nudity, as defined in section 709.21, commits a
34 simple misdemeanor.

35 2. A person convicted under this section shall not
36 be required to register as a sex offender under chapter
37 692A.

38 Sec. _____. Section 728.12, Code 2011, is amended by
39 adding the following new subsection:

40 **NEW SUBSECTION. 5.** A violation of this section
41 does not apply to a person fourteen through eighteen
42 years of age if all of the following circumstances
43 apply:

44 a. The material was disseminated to a person
45 fourteen through eighteen years of age.

46 b. The material depicts the sender, recipient, or
47 both, one of whom is a minor, engaged in a prohibited
48 sex act or in the simulation of a prohibited sex act.

49 c. The material was knowingly created with the
50 consent of the persons depicted.

1 d. The sender of the material knows or reasonably
2 believes the material would not be offensive to the
3 recipient of the material.
4 e. The person does not further disseminate or
5 exhibit the material if the material depicts another
6 person.>
7 2. Title page, line 1, by striking <modifying> and
8 inserting <pertaining to sexually related crimes and
9 penalties, including>
10 3. Title page, lines 1 and 2, by striking <and
11 criminal>
12 4. Title page, line 2, after <minors> by inserting
13 <, the dissemination by a young person of sexually
14 related materials, and the sexual exploitation of
15 minors>

COMMITTEE ON JUDICIARY
ANDERSON of Page, Chairperson